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TTAB

September 16, 2010

RE: CANCELLATION NO. 92052950

75/107,511

Dear Commissioner for Trademarks,

Please find the enclosed corrected page, **"Statement for Grounds for Cancellation of Trademark Registration No. 2087314 for Diamond"**, revised for grammatical errors and submitted electronically. For your reference, the Receipt of the Proceeding has also been attached.

Please do not hesitate to contact me should you have any questions.

Thank you.

Sincerely,

John Franklin
Email: john@salesquest1.com



09-21-2010

STATEMENT FOR GROUNDS FOR CANCELLATION OF
TRADEMARK REGISTRATION NO. 2087314 FOR DIAMOND

The current owner of the goods as registered is no longer using the subject mark. Searches on the owner's various websites as of the date of this cancellation filing have failed to show any products being offered for sale under the subject mark by itself.

Further, it has come to petitioner's attention that the subject mark has not been offered for sale since the current owner's acquisition of the company that previously owned the mark.

Lastly, catalogs from 2007 and 2009 do not list any goods covered by the mark for sale either singularly or as a set.

Therefore, the subject mark has been abandoned for non-use, and the petitioner seeks cancellation of the registration pursuant to 15 USC section 1127.



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ESTTA Tracking number: **ESTTA368767**Filing date: **09/16/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92052950
Party	Plaintiff MR.JOHN.S.FRANKLIN
Correspondence Address	MR. JOHN S. FRANKLIN 217 PALOS VERDES BLVD.235 REDONDO BEACH, CA 90277 UNITED STATES john@salesquest1.com
Submission	Other Motions/Papers
Filer's Name	JOHN S. FRANKLIN
Filer's e-mail	john@salesquest1.com
Signature	/JSF/
Date	09/16/2010
Attachments	statement of cancellation.pdf (1 page)(262969 bytes)

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